

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

SAFEWAY ACQUISITION COMPANY,
LLC,

Plaintiff,

vs.

CHARTER TOWNSHIP OF HURON,

Defendant.

Case No. 4:23-cv-10709

Hon. F. Kay Behm

Mag. Anthony P. Patti

STIPULATION TO EXTEND DISCOVERY

Plaintiff Safeway Acquisition Company, LLC (“Safeway”) and Defendant Charter Township of Huron (“Township”) (collectively the “Parties”), through their undersigned counsel, come before the Court upon the following stipulation:

1. On April 25, 2023, the Court entered a Case Management Order (Phase I), which contains the following deadlines:

EVENT	DEADLINE
Exchange of Initial Disclosures under Fed. R. Civ. P 26 (a)(1):	May 19, 2023
Deadline to Amend Pleadings:	May 22, 2023
Lay Witness List	December 20, 2023
Exhibit List	December 20, 2023
Expert Witness List/Disclosures/Report - Plaintiff	December 20, 2023
Expert Witness List/Disclosures/Report - Defendant	January 17, 2024
Rebuttal reports are due:	January 31, 2024
Fact Discovery	January 31, 2024

Expert Discovery	January 31, 2024
Status Conference (to be held at the midpoint of fact discovery):	September 7, 2023 at 10:00 a.m.
Dispositive Motions and Motions to Limit/Exclude Expert Testimony	March 1, 2024

2. At the time this Case Management Order was entered, it was the Parties' understanding that all of the Counts of Safeway's Complaint would be addressed concurrently.

3. On September 14, 2023, the Court held a scheduling conference and ordered that Count I of Safeway's Complaint would be addressed through separate briefing under Mich. Ct. R. 7.122.

4. The Parties have since completed briefing on Count I of Safeway's Complaint.

5. This briefing entailed considerable time and effort that would otherwise have been dedicated to discovery practice.

6. Additionally, the Parties anticipate that the upcoming holidays will result in at least of couple of weeks where party representatives will be unavailable for depositions and other discovery tasks.

7. As a result, the Parties anticipate the need for and jointly request a 60-day adjournment of the deadlines in the Court's April 25, 2023 Case Management Order.

8. Specifically, they request that the dates in the April 25, 2023 Case Management Order be adjourned as follows:

EVENT	DEADLINE
Exchange of Initial Disclosures under Fed. R. Civ. P 26 (a)(1):	May 19, 2023 (Completed)
Deadline to Amend Pleadings:	May 22, 2023 (Passed)
Lay Witness List	February 19, 2024
Exhibit List	February 19, 2024
Expert Witness List/Disclosures/Report - Plaintiff	February 19, 2024
Expert Witness List/Disclosures/Report - Defendant	March 18, 2024
Rebuttal reports are due:	April 1, 2024
Fact Discovery	April 1, 2024
Expert Discovery	April 1, 2024
Status Conference (to be held at the midpoint of fact discovery):	September 7, 2023 at 10:00 a.m. (Completed)
Dispositive Motions and Motions to Limit/Exclude Expert Testimony	April 30, 2024

9. The Parties have not previously requested any extensions of deadlines in this Matter.

WHEREFORE, the Parties jointly request that the Court enter the proposed order submitted concurrently with this stipulation and grant their request for an extension of Case Management Dates.

Stipulated and Agreed:

/s/ Jason M. Schneider
Jason M. Schneider (P79296)
The Mike Cox Law Firm, PLLC
Attorneys for Safeway

Dated: December 1, 2023

17430 Laurel Park Dr. N., Ste. 120E
Livonia, MI 48152
(734) 591-4002
jschneider@mikecoxlaw.com

/s/ Matthew J. Zalewski (w/ permission)
Matthew J. Zalewski (P72207)
Rosati, Schultz, Joppich & Amtsbuechler
PC

Dated: December 1, 2023

Attorneys for Township
27555 Executive Drive, Ste. 250
Farmington Hills, MI 48331
(248) 489-4100
mzalewski@rsjlaw.com

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

SAFEWAY ACQUISITION COMPANY, LLC

Plaintiff,

Case No. 4:23-cv-10709

Hon. F. Kay Behm

v.

CHARTER TOWNSHIP OF HURON,

Defendant.

**ORDER TO EXTEND
CASE MANAGEMENT SCHEDULE**

This matter comes before the Court on stipulation of the Parties, Plaintiff Safeway Acquisition Company, LLC (“Safeway”) and the Charter Township of Huron (“Township”). Being satisfied with the reasons stated in the Parties’ stipulation on this issue and otherwise fully advised in the premises of this matter, the Court finds good cause to extend the Case Management Dates in this matter and ORDERS that the Case Management Dates shall be extended as follows:

Event	Original Deadline	New Deadline
Exchange of Initial Disclosures under Fed. R. Civ. P 26 (a)(1):	May 19, 2023	N/A
Deadline to Amend Pleadings:	May 22, 2023	N/A
Lay Witness List	December 20, 2023	February 19, 2024
Exhibit List	December 20, 2023	February 19, 2024

Expert Witness List/Disclosures/Report - Plaintiff	December 20, 2023	February 19, 2024
Expert Witness List/Disclosures/Report - Defendant	January 17, 2024	March 18, 2024
Rebuttal reports are due:	January 31, 2024	April 1, 2024
Fact Discovery	January 31, 2024	April 1, 2024
Expert Discovery	January 31, 2024	April 1, 2024
Status Conference (to be held at the midpoint of fact discovery):	September 7, 2023 at 10:00 a.m.	September 7, 2023 at 10:00 a.m. (Completed)
Dispositive Motions and Motions to Limit/Exclude Expert Testimony	March 1, 2024	April 30, 2024

IT IS SO ORDERED.

s/F. Kay Behm
Hon. F. Kay Behm
United States District Judge

DATED: December 4, 2023